FEDERATION OF INSURANCE & CORPORATE
COUNSEL QUARTERLY
VOLUME 50

Subject Index

ALTERNATIVE DISPUTE RESOLUTION

Alternate Dispute Resolution For Airline/Transportation and Y2K Passenger Claims, Carroll E. Dubuc, Vol. 50, No. 2, Winter 2000, p. 233.

Challenging the Qualifications of the Reinsurance Arbitrator, Mark Charles Kareken, Robert S. Soderstrom & Michael J. Duffy, Vol. 50, No. 2, Winter 2000, p. 141.

ATTORNEYS

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Conflicts of Interest in the Defense of Medical Malpractice Cases, John David Hoover & J. Scott Fanzini, Vol. 50, No. 1, Fall 1999, p. 95.

Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Jean M. Lawler & Mario D. Vega, Vol. 50, No. 3, Spring 2000, p. 277.

The State and Future of the Profession, FICC External Projects Committee, Vol. 50, No. 3, Spring 2000, p. 359.

AVIATION

Alternate Dispute Resolution For Airline/Transportation and Y2K Passenger Claims, Carroll E. Dubuc, Vol. 50, No. 2, Winter 2000, p. 233.

Interjurisdictional Aviation/Airport Accidents, Joshua C. Borenstein & Bonnie Rabinovitch, Vol. 50, No. 2, Winter 2000, p. 215.

CONFLICT OF LAWS

Conflict of Laws Analysis in Group Life, Health & Disability Insurance Contract Cases, Gary Schuman, Vol. 50, No. 1, Fall 1999, p. 29.

CYBERLAW

Alternate Dispute Resolution For Airline/Transportation and Y2K Passenger Claims, Carroll E. Dubuc, Vol. 50, No. 2, Winter 2000, p. 233.

Caught in the Web — Can Your Web Site Expose You to Litigation Almost Anywhere?, Veronica Smith Lewis & Aditi Dravid, Vol. 50, No. 2, Winter 2000, p. 175.

DAMAGES

GENERALLY

Caught in the Web — Can Your Web Site Expose You to Litigation Almost Anywhere?, Veronica Smith Lewis & Aditi Dravid, Vol. 50, No. 2, Winter 2000, p. 175.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

Hedonic Damages – Methodology and Admissibility, Sandra S. Smagac & J. Bruce Alverson, Vol. 50, No. 3, Spring 2000, p. 337.

PUNITIVE

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Punitive and Other Damages for Emotional Distress in Third Party Bad Faith Actions, James K. Horstman, Bradley C. Nahrstadt & Bethany L. Hengsbach, Vol. 50, No. 1, Fall 1999, p. 47.

DISCOVERY

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

ENVIRONMENTAL LAW

The New State Activism – Government Actions Against Insurers for the Recovery of Environmental Response Costs, Charles E. Spevacek, Vol. 50, No. 3, Spring 2000, p. 299.

EVIDENCE

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Hedonic Damages – Methodology and Admissibility, Sandra S. Smagac & J. Bruce Alverson, Vol. 50, No. 3, Spring 2000, p. 337.

Warning: Sellers May Now Have a Post-Sale Duty to Warn, Kurtis B. Reeg & Robert W. Schmieder II, Vol. 50, No. 4, Summer 2000, p. 533.

EXTRACONTRACTUAL LIABILITY

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

FEDERAL RULES

CIVIL PROCEDURE

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

***Ortiz v. Fibreboard*: Another Blow to Plaintiffs' Classes as a Means to Resolve "Mass Tort" Litigation**, Patrick J. Hagan Vol. 50, No. 1, Fall 1999, p. 85.

EVIDENCE

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Warning: Sellers May Now Have a Post-Sale Duty to Warn, Kurtis B. Reeg & Robert W. Schmieder II, Vol. 50, No. 4, Summer 2000, p. 533.

INSURANCE

FIRST PARTY GENERALLY

Conflict of Laws Analysis in Group Life, Health & Disability Insurance Contract Cases, Gary Schuman, Vol. 50, No. 1, Fall 1999, p. 29.

ERISA Preemption Laws & RICO Litigation Against Life & Health Insurers, Katherine W. Fairborn, Vol. 50, No. 4, Summer 2000, p. 547.

The Individual Life Insurance Sales Practice Case: A Litigation Primer, Frederick N. Egler, Jr. & Paul J. Malak, Vol. 50, No. 1, Fall 1999, p. 1.

GENERAL LIABILITY

Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Jean M. Lawler & Mario D. Vega, Vol. 50, No. 3, Spring 2000, p. 277.

Insurance Coverage for "Inducement" Claims, Bryan M. Weiss, Vol. 50, No. 3, Spring 2000, p. 257.

The New State Activism – Government Actions Against Insurers for the Recovery of Environmental Response Costs, Charles E. Spevacek, Vol. 50, No. 3, Spring 2000, p. 299.

GENERALLY

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Jean M. Lawler & Mario D. Vega, Vol. 50, No. 3, Spring 2000, p. 277.

LIFE & HEALTH

ERISA Preemption Laws & RICO Litigation Against Life & Health Insurers, Katherine W. Fairborn, Vol. 50, No. 4, Summer 2000, p. 547.

The Individual Life Insurance Sales Practice Case: A Litigation Primer, Frederick N. Egler, Jr. & Paul J. Malak, Vol. 50, No. 1, Fall 1999, p. 1

MARINE

Serving One Master — Marine Insurance and the Agency Status of Insurance Brokers, Steven E. Goldman, Vol. 50, No. 1, Fall 1999, p. 121.

REINSURANCE

Challenging the Qualifications of the Reinsurance Arbitrator, Mark Charles Kareken, Robert S. Soderstrom & Michael J. Duffy, Vol. 50, No. 2, Winter 2000, p. 141.

THIRD PARTY GENERALLY

Advice of Counsel, Jacqueline M. Jauregui, Vol. 50, No. 4, Summer 2000, p. 583.

Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Jean M. Lawler & Mario D. Vega, Vol. 50, No. 3, Spring 2000, p. 277.

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

Insurance Coverage for "Inducement" Claims, Bryan M. Weiss, Vol. 50, No. 3, Spring 2000, p. 257.

The New State Activism – Government Actions Against Insurers for the Recovery of Environmental Response Costs, Charles E. Spevacek, Vol. 50, No. 3, Spring 2000, p. 299.

Punitive and Other Damages for Emotional Distress in Third Party Bad Faith Actions, James K. Horstman, Bradley C. Nahrstadt & Bethany L. Hengsbach, Vol. 50, No. 1, Fall 1999, p. 47.

INTELLECTUAL PROPERTY

Insurance Coverage for "Inducement" Claims, Bryan M. Weiss, Vol. 50, No. 3, Spring 2000, p. 257.

INTERNATIONAL LAW

Interjurisdictional Aviation/Airport Accidents, Joshua C. Borenstein & Bonnie Rabinovitch, Vol. 50, No. 2, Winter 2000, p. 215.

NEGLIGENCE

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

PRACTICE & PROCEDURE

Closing Argument: Using the Special Verdict Form for Equitable Distribution of Fault, Jack Daniels, Vol. 50, No. 1, Fall 1999, p. 69.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Conflicts of Interest in the Defense of Medical Malpractice Cases, John David Hoover & J. Scott Fanzini, Vol. 50, No. 1, Fall 1999, p. 95.

The Individual Life Insurance Sales Practice Case: A Litigation Primer, Frederick N. Egler, Jr. & Paul J. Malak, Vol. 50, No. 1, Fall 1999, p. 1.

Interjurisdictional Aviation/Airport Accidents, Joshua C. Borenstein & Bonnie Rabinovitch, Vol. 50, No. 2, Winter 2000, p. 215.

***Ortiz v. Fibreboard*: Another Blow to Plaintiffs' Classes as a Means to Resolve "Mass Tort" Litigation**, Patrick J. Hagan Vol. 50, No. 1, Fall 1999, p. 85.

PREMISES LIABILITY

The New State Activism – Government Actions Against Insurers for the Recovery of Environmental Response Costs, Charles E. Spevacek, Vol. 50, No. 3, Spring 2000, p. 299.

PRODUCT LIABILITY

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

The Nature and Impact of the Restatement (Third) of Torts: Products Liablity § 10: Post-Sale Duty To Warn, Debra L. Slifkin & Eric Weiss, Vol. 50, No. 2, Winter 2000, p. 153.

Warning: Sellers May Now Have a Post-Sale Duty to Warn, Kurtis B. Reeg & Robert W. Schmieder II, Vol. 50, No. 4, Summer 2000, p. 533.

PROFESSIONAL LIABILITY

CLERGY

Clergy Malpractice: Protecting Consumers Or Unconstitutional Secular Intrusion?, Clarance E. Hagglund & Britton D. Weimer, Vol. 50, No. 2, Winter 2000, p. 201.

INSURANCE AGENTS & BROKERS

Serving One Master — Marine Insurance and the Agency Status of Insurance Brokers, Steven E. Goldman, Vol. 50, No. 1, Fall 1999, p. 121.

PHYSICIANS

Conflicts of Interest in the Defense of Medical Malpractice Cases, John David Hoover & J. Scott Fanzini, Vol. 50, No. 1, Fall 1999, p. 95.

REMEDIES

Caught in the Web — Can Your Web Site Expose You to Litigation Almost Anywhere?, Veronica Smith Lewis & Aditi Dravid, Vol. 50, No. 2, Winter 2000, p. 175.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Thomas F. Segalla, Vol. 50, No. 3, Spring 2000, p. 359.

ERISA Preemption Laws & RICO Litigation Against Life & Health Insurers, Katherine W. Fairborn, Vol. 50, No. 4, Summer 2000, p. 547.
Hedonic Damages - Methodology And Admissibility, Sandra S. Smagac & J. Bruce Alverson, Vol. 50, No. 3, Spring 2000, p. 337.

Warning: Sellers May Now Have a Post-Sale Duty to Warn, Kurtis B. Reeg & Robert W. Schmieder II, Vol. 50, No. 4, Summer 2000, p. 533.

STATUTES

FEDERAL

The Americans With Disabilities Act and State Workers' Compensation Laws in the Hands of the Courts, Helen-Johnson Alford & W. Benjamin Broadwater, Vol. 50, No. 1, Fall 1999, p. 133.

Complex Product Liability Litigation, Robert A. Henderson, Vol. 50, No. 4, Summer 2000, p. 447.

ERISA Preemption Laws & RICO Litigation Against Life & Health Insurers, Katherine W. Fairborn, Vol. 50, No. 4, Summer 2000, p. 547.

WORKERS' COMPENSATION

The Americans With Disabilities Act and State Workers' Compensation Laws in the Hands of the Courts, Helen Johnson-Alford & W. Benjamin Broadwater, Vol. 50, No. 1, Fall 1999, p. 133.

FEDERATION OF INSURANCE & CORPORATE
COUNSEL QUARTERLY
VOLUME 50

Author Index

A

Alverson, J. Bruce (with Sandra S. Smagac), Hedonic Damages – Methodology And Admissibility, Vol. 50, No. 3, Spring 2000, p. 337.

B

Borenstein, Joshua C. (with Bonnie Rabinovitch), Interjurisdictional Aviation/ Airport Accidents, Vol. 50, No. 2, Winter 2000, p. 215.

Broadwater, W. Benjamin (with Helen Johnson-Alford), The Americans With Disabilities Act and State Workers' Compensation Laws in the Hands of the Courts, Vol. 50, No. 1, Fall 1999, p. 133.

D

Daniels, Jack, Closing Argument: Using the Special Verdict Form for Equitable Distribution of Fault, Vol. 50, No. 1, Fall 1999, p. 69.

Dravid, Aditi (with Veronica Smith Lewis), Caught in the Web — Can Your Web Site Expose You to Litigation Almost Anywhere?, & Vol. 50, No. 2, Winter 2000, p. 175.

Dubuc, Carroll E., Alternate Dispute Resolution For Airline/Transportation and Y2K Passenger Claims, Vol. 50, No. 2, Winter 2000, p. 233.

Duffy, Michael J. (with Mark Charles Kareken & Robert S. Soderstrom), Challenging the Qualifications of the Reinsurance Arbitrator, Vol. 50, No. 2, Winter 2000, p. 141.

E

Egler, Frederick N., Jr. (with Paul J. Malak) ,The Individual Life Insurance Sales Practice Case: A Litigation Primer, Vol. 50, No. 1, Fall 1999, p. 1.

External Projects Committee (FICC), The State and Future of the Profession, Vol. 50, No. 3, Spring 2000, p. 359.

F

Fairborn, Katherine W., ERISA Preemption Laws & RICO Litigation Against Life & Health Insurers, Vol. 50, No. 4, Summer 2000, p. 547.

Fanzini, J. Scott (with John David Hoover), Conflicts of Interest in the Defense of Medical Malpractice Cases, Vol. 50, No. 1, Fall 1999, p. 95.

G

Goldman, Steven E., Serving One Master — Marine Insurance and the Agency Status of Insurance Brokers, Vol. 50, No. 1, Fall 1999, p. 121.

H

Hagan, Patrick J., *Ortiz v. Fibreboard*: Another Blow to Plaintiffs' Classes as a Means to Resolve "Mass Tort" Litigation, Vol. 50, No. 1, Fall 1999, p. 85.

Hagglund, Clarance E. (with Britton D. Weimer), Clergy Malpractice: Protecting Consumers Or Unconstitutional Secular Intrusion?, Vol. 50, No. 2, Winter 2000, p. 201.

Henderson, Robert A., Complex Product Liability Litigation, Vol. 50, No. 4, Summer 2000, p. 447.

Hengsbach, Bethany L. (with James K. Horstman, & Bradley C. Nahrstadt), Punitive and Other Damages for Emotional Distress in Third Party Bad Faith Actions, Vol. 50, No. 1, Fall 1999, p. 47.

Hoover , John David (with J. Scott Fanzini), Conflicts of Interest in the Defense of Medical Malpractice Cases, Vol. 50, No. 1, Fall 1999, p. 95.

Horstman, James K. (with Bradley C. Nahrstadt & Bethany L. Hengsbach), Punitive and Other Damages for Emotional Distress in Third Party Bad Faith Actions, Vol. 50, No. 1, Fall 1999, p. 47.

J

Jauregui, Jacqueline M., Advice of Counsel, Vol. 50, No. 4, Summer 2000, p. 583.

Johnson-Alford, Helen (with W. Benjamin Broadwater), The Americans With Disabilities Act and State Workers' Compensation Laws in the Hands of the Courts, Vol. 50, No. 1, Fall 1999, 133.p.

K

Kareken, Mark Charles (with Robert S. Soderstrom & Michael J. Duffy), Challenging the Qualifications of the Reinsurance Arbitrator, Vol. 50, No. 2, Winter 2000, p. 141.

L

Lawler, Jean M. (with Mario D. Vega), Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Vol. 50, No. 3, Spring 2000, p. 277.

Lewis, Veronica Smith (with Aditi Dravid), Caught in the Web — Can Your Web Site Expose You to Litigation Almost Anywhere?, & Vol. 50, No. 2, Winter 2000, p. 175.

M

Malak, Paul J. (with Frederick N. Egler, Jr.), The Individual Life Insurance Sales Practice Case: A Litigation Primer, Vol. 50, No. 1, Fall 1999, p. 1.

N

Nahrstadt, Bradley C. (with James K. Horstman, & Bethany L. Hengsbach), Punitive and Other Damages for Emotional Distress in Third Party Bad Faith Actions, Vol. 50, No. 1, Fall 1999, p. 47.

R

Rabinovitch, Bonnie (with Joshua C. Borenstein), Interjurisdictional Aviation/ Airport Accidents, Vol. 50, No. 2, Winter 2000, p. 215

Kurtis B. Reeg (with Robert W. Schmieder II), Warning: Sellers May Now Have a Post-Sale Duty to Warn, Vol. 50, No. 4, Summer 2000, p. 533.

S

Schmieder II, Robert W. (with Kurtis B. Reeg), Warning: Sellers May Now Have a Post-Sale Duty to Warn, Vol. 50, No. 4, Summer 2000, p. 533.

Schuman, Gary, Conflict of Laws Analysis in Group Life, Health & Disability Insurance Contract Cases, Vol. 50, No. 1, Fall 1999, p. 29.
Segalla, Thomas F., Governmental And Individual Claims In Gun Litigation And Coverage: Where To Go From Here?, Vol. 50, No. 3, Spring 2000, p. 359.

Slifkin, Debra L. (with Eric Weiss,) The Nature and Impact of the Restatement (Third) of Torts: Products Liablity § 10: Post-Sale Duty To Warn, Vol. 50, No. 2, Winter 2000, p. 153.

Smagac, Sandra S. (with J. Bruce Alverson), Hedonic Damages - Methodology And Admissibility, Vol. 50, No. 3, Spring 2000, p. 337.

Soderstrom, Robert S. (with Mark Charles Kareken, & Michael J. Duffy), Challenging the Qualifications of the Reinsurance Arbitrator, Vol. 50, No. 2, Winter 2000, p. 141.

Spevacek, Charles E., The New State Activism – Government Actions Against Insurers for the Recovery of Environmental Response Costs, Vol. 50, No. 3, Spring 2000, p. 299.

V

Vega, Mario D. (with Jean M. Lawler), Finding A Threshold: When Conflicts of Interest Warrant The Duty To Provide Independent Counsel, Vol. 50, No. 3, Spring 2000, p. 277.

W

Weimer, Britton D. (with Clarance E. Hagglund), Clergy Malpractice: Protecting Consumers Or Unconstitutional Secular Intrusion?, Vol. 50, No. 2, Winter 2000, p. 201.

Weiss, Bryan M., Insurance Coverage for "Inducement" Claims, Vol. 50, No. 3, Spring 2000, p. 257.

Weiss, Eric (with Debra L. Slifkin), The Nature and Impact of the Restatement (Third) of Torts: Products Liablity § 10: Post-Sale Duty To Warn, Vol. 50, No. 2, Winter 2000, p. 153.